

OPINION SUMMARY
MISSOURI COURT OF APPEALS EASTERN DISTRICT

DIVISION TWO

TERRENCE HENDRICKS,) No. ED102067
)
Appellant,) Appeal from the Circuit Court of
) the City of St. Louis
vs.)
) Honorable David C. Mason
STATE OF MISSOURI,)
)
Respondent.) Filed: February 9, 2016

Terrence Hendricks (Movant) appeals the judgment of the Circuit Court of the City of St. Louis denying his Rule 29.15 motion for post-conviction relief. In his sole point on appeal, Movant claims that the motion court clearly erred by denying his post-conviction motion after an evidentiary hearing because his trial counsel was ineffective.

REVERSED AND REMANDED.

Division II Holds: The amended motion was untimely filed and the motion court made no independent “abandonment” inquiry. Under *Moore v. State*, 458 S.W.3d 822 (Mo. banc 2015), a remand is necessary for the motion court to independently inquire about whether Movant was abandoned and to further review, consistent with that finding, Movant’s post-conviction claims.

Opinion by: Philip M. Hess, P.J.
Gary M. Gaertner, Jr., J. and Angela T. Quigless, J. concur.

Attorney for Appellant: Andrew E. Zleit

Attorney for Respondents: Mary H. Moore

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